

Notice: Use this application to apply for the voluntary party liability exemption under s. 292.15, Wis. Stats. Refer to the attached instructions when completing this form. This form is authorized by ss. 227.11(2)(b) and 292.15, Wis. Stats. Participation in the voluntary party liability exemption process is voluntary. However, this form is required by ch. NR 750, Wis. Adm. Code, for persons requesting approval to participate in the program. Personally identifiable information that is submitted to the DNR will become a public record and may be used by the DNR in the administration and enforcement of the hazardous substance spill program in addition to the liability exemption program. If additional information is required, DNR staff may contact the applicant or return incomplete applications.

**Property Information (1)**

Property Name			Address		
City	State	ZIP Code	County	Property Size (in acres)	
Public Land Survey Coordinates					
Township	Range	E/ W	Section	¼ NE SE NW SW	¼ NE SE NW SW

**Applicant Information (2) Voluntary Party**

Organization / Firm / Person			Title		
Last Name	First	MI	Telephone Number (including Area Code)		
Street Address			Fax Number (including Area Code)		
City	State	ZIP Code	E-Mail Address		

**Ownership Information (3)**

Applicant Relationship to Property (check one)

☐ Current Owner    ☐ Potential / Future Purchase    ☐ Previous Owner    ☐ Other: \_\_\_\_\_

**Regulatory Identification (4) Include ID Numbers (if known)**

<input type="checkbox"/> DNR FID _____	<input type="checkbox"/> USEPA ID _____
<input type="checkbox"/> Environmental Repair (ERP) _____	<input type="checkbox"/> Hazardous Substance Spill _____
<input type="checkbox"/> Leaking Underground Storage Tank (LUST) _____	<input type="checkbox"/> Brownfield Env'l. Asmt. Pilo _____
<input type="checkbox"/> Solid Waste _____	<input type="checkbox"/> Municipal Negotiation & Cost Recover _____
<input type="checkbox"/> Hazardous Waste _____	<input type="checkbox"/> Superfund Remedial (NPL) _____
<input type="checkbox"/> Wastewater-surface water (WPDES) _____	<input type="checkbox"/> Abandoned Containers _____
<input type="checkbox"/> Wastewater-groundwater (WPDES) _____	<input type="checkbox"/> Superfund Site Evaluation (CERCLA) _____
<input type="checkbox"/> DCOM PECFA Claim Number _____	<input type="checkbox"/> Municipal Grants Program _____
<input type="checkbox"/> DATCP Agricultural Contaminator _____	<input type="checkbox"/> Contaminated Sediment _____
<input type="checkbox"/> Other: _____	

**For Office Use**

Date Received	Application Fee Received <input type="checkbox"/>	Deposit Received <input type="checkbox"/>	<input type="checkbox"/> Approval to Proceed PMN _____ <input type="checkbox"/> Denied (explain) (603) <input type="checkbox"/> Withdrawn (explain) (610)	
BRRTs Activity Number	BRRTs Activity Name			
FID	Region			
Comments			Reviewed By _____	Date _____
			Project Manager _____	

**Voluntary Party Exemption Application**

Form 4400-178 (R 7/00)

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**Environmental Consultant Representing Applicant (5)**

Organization / Firm			Title
Last Name	First	MI	Telephone Number (including Area Code)
Street Address			Fax Number (including Area Code)
City	State	ZIP Code	E-Mail Address

**Attorney Representing Applicant (If Applicable) (6)**

Organization / Firm			Title
Last Name	First	MI	Telephone Number (including Area Code)
Street Address			Fax Number (including Area Code)
City	State	ZIP Code	E-Mail Address

**Past Land Uses (7)**

- |   |  |
|---|--|
| <input type="checkbox"/> Service station      | <input type="checkbox"/> Manufacturing |
| <input type="checkbox"/> Agricultural co-op   | <input type="checkbox"/> Dry cleaner   |
| <input type="checkbox"/> Salvage yard         | <input type="checkbox"/> Bulk plant    |
| <input type="checkbox"/> Pipeline             | <input type="checkbox"/> Tannery       |
| <input type="checkbox"/> Coal gas manufacture | <input type="checkbox"/> Unknown       |
| <input type="checkbox"/> Electroplate         | <input type="checkbox"/> Landfill      |
| <input type="checkbox"/> Other: _____         |  |

**Known or Suspected Sources / Wastes (8)**

- |   |  |
|---|--|
| <input type="checkbox"/> Foundry sand                 | <input type="checkbox"/> Underground pipeline or tank  |
| <input type="checkbox"/> Surface spills               | <input type="checkbox"/> Above ground pipeline or tank |
| <input type="checkbox"/> Routine industrial operation | <input type="checkbox"/> Contaminated building         |
| <input type="checkbox"/> Pipeline                     | <input type="checkbox"/> Industrial accident           |
| <input type="checkbox"/> Coal gas manufacture         | <input type="checkbox"/> Lagoons                       |
| <input type="checkbox"/> Electroplate                 | <input type="checkbox"/> Fly ash                       |
| <input type="checkbox"/> Other: _____                 |  |

**Regulatory Criteria (9)**

Has contamination been detected at the property?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
If contamination was detected, has it been reported to the state?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	Agency notified: _____ Date: _____
Does it include petroleum from a leaking underground storage tank (LUST)?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
Are you using the Petroleum Environmental Cleanup Fund (PECFA) to pay for any portion of the remedial actions?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Undecided
Does it include non-LUST petroleum or non-petroleum contamination?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
Is there an enforcement order currently in effect at this property?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	Issuing agency: _____ Date: _____

**Attachments and Certification (10)**

- I have attached: 1) ☐ a list of past environmental work;
- 2) ☐ a check or money order for \$250 application fee made payable to the Wisconsin DNR;
- 3) ☐ a public survey map showing location of property;
- 4) ☐ a detailed map that clearly indicates the property boundaries; and
- 5) ☐ a copy of the property deed.

I certify that I have read and am familiar with the information on this form and that the information is true, accurate and complete to the best of my knowledge.

I hereby request assistance from DNR in reviewing the environmental response actions that have been or will be taken to obtain protection of limited liability, as provided in s. 292.15, Wis. Stats.

I recognize that to obtain this limited liability exemption that the environmental response actions taken will need to comply with the applicable provisions of the NR 700 rule series, and will require a Phase I and II environmental assessment to be conducted for the property.

I recognize that I will be responsible for paying fees to DNR for assistance provided to me as provided under ch. NR 750, Wis. Adm. Code.

☐ Withhold personal identifiers collected on this form from disclosure on any list of 10 or more individuals that the DNR is requested to provide to another person. [s. 23.45(2) and (3), Wis. Stats.]. Effective date: November 1, 2000.

Applicant's Name (Type or Print)

Title

Signature

Date Signed

**Line-by-Line VPLE Application Instructions**

**Section 1: Property Information** - Fill in the information requested for the property for which you are seeking a Liability Exemption. Property name usually refers to the name of the last business that operated at the property. Provide the size of the property or estimate it as accurately as possible. The public land survey coordinates of the property should be provided.

**Section 2: Applicant Information- Voluntary Party** - Provide contact information about the applicant. The applicant is the person or organization seeking Department review and approval of the response actions that will be taken to receive the liability exemption under s.292.15, Stats. Once the application has been processed by the DNR, the applicant will be considered the Voluntary Party for this property. The Voluntary Party is responsible for payment of any fees to the DNR. Unless the DNR is notified to the contrary, all bills and correspondence as part of the VPLE process will be sent to the Voluntary Party. If more than one party is applying for the VPLE for the same property, each party must submit a separate application form and \$250 fee.

**Section 3: Ownership Information** - Answer the question regarding the relationship of the Applicant to the property.

**Section 4: Regulatory Identification** - Provide readily available regulatory identification. Check any regulatory program(s) involved with the property in the past and provide the corresponding ID number, if known. For superfund property evaluation (CERCLIS), superfund remedial (NPL), and hazardous waste properties, write the USEPA ID in the corresponding space (only one USEPA ID should apply). For hazardous waste properties and solid waste properties, write the license number for the facility in the space next to the program, and provide additional license number if applicable, under "Other" or on a separate sheet.

**Section 5: Environmental Consultant** - Please provide contact information about the applicant's environmental consultant.

**Section 6: Legal Counsel** - Provide contact information about the Voluntary Party's attorney, if applicable.

**Section 7: Past Land Uses** - Indicate any activities or operations that took place on the property in the past, if known (check as many as apply). Include additional land uses not listed in the space provided, if relevant.

**Section 8: Known or Suspected Sources** - Indicate any known or suspected sources of contamination at the property if known (check as many as apply). Include sources not listed in the space provided.

**Section 9: Regulatory Criteria** - If contamination is present or was present in the past, indicate whether it was reported to the state. Indicate which agency (e.g. DNR, emergency government) the contamination was reported to and when the report was made to that agency. Indicate whether the contamination is: 1) petroleum from a leaking underground storage tank (LUST) system or 2) not petroleum, or petroleum from a non-LUST system. Indicate whether you are planning on using the Petroleum Environmental Cleanup Fund (PECFA) to pay for the cleanup of some or all of the property. If you do not know whether you will be using PECFA, select "Undecided". Indicate if an enforcement order is currently in effect for the property or if one has been issued in the past, as well as the issuing agency (e.g. DNR, DATCP, DILHR) and the date of the order. Note that an order is a formal legal document that is distinct from a simple letter notifying a party of its legal responsibility to clean up a property.

**Section 10: Attachments and Certification** - Attach: 1) a list of all technical reports documenting past and planned environmental work at the property including the date and title of the report and the consultant who prepared it; 2) the application fee in the form of a check or money order payable to the Department of Natural Resources for \$250; 3) a copy of a clearly identified public survey map for the property (e.g. the property shown on a portion of the relevant USGS topographic map; plat maps may be used for rural properties); 4) a detailed map that clearly indicates the property boundary of the property for which you are seeking the liability exemption (e.g. a certified survey map, subdivision plat map, or other type of map); and 5) a copy of the deed that includes a legal property description for the property for which you are seeking the liability exemption. Read and sign the certification. If an agent signs, submit a description and evidence of the legal relationship between the agent and the applicant.

## General Voluntary Party Liability Exemption Application Instructions

Use this application to apply for the Voluntary Party Liability Exemption (VPLE) under s. 292.15, Wis. Stats. In order to receive this liability exemption, applicants must conduct an environmental investigation of the entire property must be conducted and any hazardous substances on the property must be cleaned up. Environmental work performed under the program is subject to department review and approval. Applicants will be responsible for paying fees to cover the cost of department review. The liability exemption is effective upon completion of the cleanup, if the voluntary party complies with all of the statutory requirements of ss. 292.15 and 292.11, Stats.

Type or clearly print your answers to all questions. Line-by-line instructions are provided above. If you cannot answer a requested item, leave it blank. Submit the completed application and a \$250 application fee payable to the Department of Natural Resources. Submit a separate application and fee for each property being considered for an exemption. A property is defined as a single parcel of land whose entire legal description is found on one deed and which has been conveyed as an undivided parcel in the past. If you are planning on investigating and remediating adjacent properties, you must submit one application and a \$250 fee for each legally defined piece of property. You may, however, submit technical reports for more than one property together, if the properties are part of the same project. If you are planning on changing the property boundaries, contact the Department to discuss how to submit applications for your project.

Fact sheet #2, "Voluntary Party Remediation and Exemption from Liability" (Publication number RR-506) describes the VPLE process and associated fees. For more information please contact the regional contact listed below, visit our web site at [www.dnr.state.wi.us/org/aw/rr](http://www.dnr.state.wi.us/org/aw/rr), or call our Remediation and Redevelopment Information Line, (800) 367-6076 (in-state long distance) or (608) 264-6020 (Madison area or out-of-state). Please mail this completed application form with the \$250 application fee to the appropriate local DNR regional office (see map).

### NORTHERN REGION

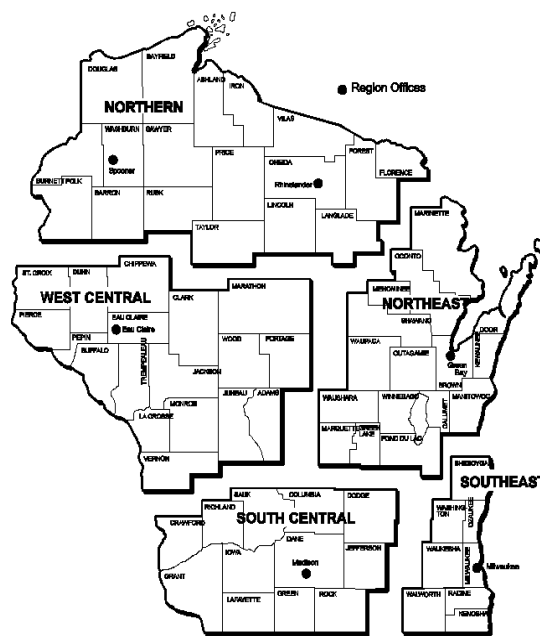
Remediation and Redevelopment Prog.  
Department of Natural Resources  
107 Sutliff Avenue  
Rhineland, WI 54501  
Phone: (715)365-8943

### NORTHEAST REGION

Remediation and Redevelopment Prog.  
Department of Natural Resources  
1298 Lombardi Avenue  
Green Bay WI 54303  
Phone: (920)492-5798

### SOUTH CENTRAL REGION

Remediation and Redevelopment Prog.  
Department of Natural Resources  
3911 Fish Hatchery Road  
Fitchburg, WI 53711  
Phone: (608) 275-3303



### SOUTHEAST REGION

Remediation and Redevelopment Prog.  
Department of Natural Resources  
2300 North Martin Luther King Drive  
Milwaukee, WI 53212  
Phone: (414) 263-8688

### WEST CENTRAL REGION

Remediation and Redevelopment Prog.  
Department of Natural Resources  
1300 Clairemont Ave.  
Eau Claire, WI 54702  
Phone: (715) 839-3770